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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Yukio Yamori, et al.  
Appl. No. : 09/890,416  
Filed : July 27, 2001  
For : DRUGS, FOODS AND ORAL  
COMPOSITIONS CONTAINING  
STILBENE-TYPE COMPOUNDS  
Examiner : Paul A. Zucker  
Group Art Unit : 1621

REQUEST FOR ENTRY OF RCE

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This communication is submitted further to Applicants' request for entry of an Amendment filed January 15, 2004 in a Request for Continued Examination.

According to 37 C.F.R. § 1.114, “[i]f prosecution in an application is closed, an applicant may request continued examination of the application by filing [a] a submission and [b] the fee set forth in §1.17(e).”

On January 15, 2004, an Amendment was mailed with U.S. Patent Application Serial No. 09/890,416 (filed on July 27, 2001) in response to the Office Action mailed July 15, 2003. Although no transmittal letter for RCE was included, the Amendment included a submission for a Request for Continued Examination, as evidenced in the first line of the Amendment, which states “[t]his Amendment in the present RCE is submitted in response to the Final Office Action mailed July 15, 2003.” Applicants also included the fee set forth in §1.17(e) in the form of offering Deposit Account No. 11-1410 to be charged. Accordingly, Applicants have complied with both requirements of 37 C.F.R. § 1.114 for requesting continued examination. Applicants respectfully request that their submission of January 15, 2004 be processed as including a request for continued examination.

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Adjustment date: 02/19/2004 NVILLARI  
02/04/2004 HUUONG1 00000117 111410 09890416  
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01 FC:1801 770.00 DA

Appl. No. : 09/890,416  
Filed : July 27, 2001

Should the PTO consider that a petition is required to act on this request, please consider this request as a petition under 37 C.F.R. § 1.182. The petition fee required under 37 C.F.R. § 1.182 as set forth in §1.17(h) can be charged from Deposit Account No. 11-1410.

Please also charge any other fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: February 3, 2004

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